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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANNA ORTEGA, DONALD BULLOCK,
BRYAN WILLIS, JOSH CHAPA,
BONNIE RAYNOR, SCOTT WHEELUS,
SUSAN MORRIS, PETROS F. HAGOS,
NORMAN MOSS, DONALD GILLIAM,
DONALD O. WASHINGTON, JIMMIE
MOORE, LORENA M. NEVAREZ,
JESSICA DAVIS, MANDY FARCHIK,
AMY POTTS, YVETTE CARSTEN,
INGRID LEPHARDT, SARITA E.
SANDOVAL, ROSE HALL, BRYAN M.
HUNTER, JOSEPH L. MACIEL, MARC
MCCAIN, CURTIS MODLIN, TARA
SMITH, PATRICE HILL, MICHAEL JOE
FLORES, RONALD EVERETT KING,
FRANK S. LICATA, MARYALICE
ASHBROOK, DONITA BERRY,
STEVEN BRACEY, AIMEE FRANCA,
CALYNTHIA JACKSON, QUANTRELL
JOHNSON, BILL HARLEN LANEY, JR.,
MARGARITA M. CAPITAIN,
STEWART MCINTOSH, ANAH
LACHELLE NORMAN, GARY
OSTENDORF, PAWEL J. SLIWA,
ELIZABETH MARIA THOMAS, MISHA
WAYNE, and GERALDINE T. YORK,

Plaintiffs,

Case No. 3:18-cv-04968-JST

STIPULATION TO EXTEND TIME
FOR DEFENDANTS TO OPPOSE
PLAINTIFFS' MOTION TO REMAND;
[PROPOSED] ORDER

Hon. Jon S. Tigar

Date: Not Set For Hearing*

Time:

Courtroom:

*Original hearing on October 11, 2018
vacated following Order Reassigning Case
to Judge Tigar (ECF No. 11)

1 v.

2 BRISTOL-MYERS SQUIBB COMPANY,
3 MCKESSON CORPORATION, OTSUKA
4 AMERICA PHARMACEUTICAL, INC.,
OTSUKA PHARMACEUTICAL CO.,
LTD., and DOES 1 TO 100,

5 Defendants.

1 All above-captioned Plaintiffs and Defendant Bristol-Myers Squibb Company (“BMS”)
2 (collectively, the “Parties”) hereby stipulate that Defendants’ time to oppose or otherwise respond
3 to Plaintiffs’ Motion to Remand (ECF No. 4) in the above-captioned action is hereby extended by
4 fourteen days, to and including September 14, 2018.

5 WHEREAS, Rule 6-1(b) of the Civil Local Rules of the United States District Court for the
6 Northern District of California provides that parties may stipulate to extend the time within which to
7 oppose or otherwise to respond to a motion, with this Court’s approval;

8 WHEREAS, Plaintiffs filed a Motion to Remand (ECF No. 4) in the Northern District of
9 California on August 17, 2018;

10 WHEREAS, the Judicial Panel on Multidistrict Litigation issued a conditional transfer order
11 (CTO-23) on August 21, 2018, ordering that this case be conditionally transferred from this Court to
12 the MDL No. 2734, *In re Abilify (Aripiprazole) Products Liability Litigation*, in the Northern
13 District of Florida;

14 WHEREAS, on August 27, 2018, Plaintiffs filed a Notice of Opposition to CTO-23;

15 WHEREAS, the current deadline for Defendants to oppose or otherwise respond to
16 Plaintiffs’ Motion to Remand is August 31, 2018 (*see* ECF No. 4);

17 WHEREAS, the original hearing date calendared for Plaintiffs’ Motion to Remand has been
18 vacated by Order of the Court on August 22, 2018 (ECF No. 11), and no hearing is currently on
19 calendar for Plaintiffs’ Motion;

20 WHEREAS, Defendants require additional time to oppose or otherwise respond to the
21 Motion to Remand;

22 WHEREAS, the Parties are continuing to meet and confer regarding a possible stipulation to
23 stay these proceedings pending transfer to the *Abilify* MDL;

24 WHEREAS, the Parties have agreed to a fourteen-day extension for Defendants’ time to
25 oppose or otherwise respond to Plaintiffs’ Motion to Remand;

26 WHEREAS, the Parties have not previously requested or received time modifications in this
27 case, whether by stipulation or by Court order;

1 WHEREAS, the requested fourteen-day extension will have no effect on the schedule for
2 this case;

3 IT IS HEREBY STIPULATED that the time for Defendants to oppose or otherwise respond
4 to Plaintiffs' Motion to Remand is extended to and including September 14, 2018.

5 **IT IS SO STIPULATED AND AGREED.**

6 ARNOLD & PORTER KAYE SCHOLER LLP

7 Dated: August 30, 2018

8 By: /s/ Sharon D. Mayo

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15 *Counsel for Defendant*
16 *Bristol-Myers Squibb Company*

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18 By: /s/ Sin-Ting Mary Liu

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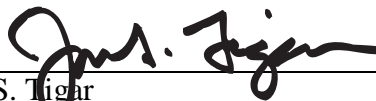
26 I, Sharon D. Mayo, hereby attest that the concurrence to the filing of this document has been
27 obtained from each signatory hereto.

28 /s/ Sharon D. Mayo

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 31, 2018

By: 
Jon S. Tigar
United States District Judge